



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

In re Application of:

AUG 0 6 2003

Thomas BACKENSFELD et al.

**TECH CENTER 1600/2900** 

Serial No.: 10/022,845

Examiner:

Patrick T. Lewis

Filed:

December 20, 2001

Group Art Unit: 1623

Title:

CYCLODEXTRIN-DROSPIRENONE INCLUSION COMPLEXES

## REQUEST FOR CORRECTION OF INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicants hereby request correction of the inventorship of the above-titled application pursuant to 37 C.F.R. §1.48(a). The inventorship should be amended to add the inventor: Ralph Lipp. Thus, the inventorship should now include the following inventors:

> Thomas BACKENSFELD Wolfgang **HEIL** Ralph LIPP

#### Attached are:

- a declaration by Ralph Lipp stating that the original error in inventorship arose without any deceptive intent on his part,
- a new declaration/power of attorney executed by all the correct inventors,
- the petition fee under 37 C.F.R. §1.17(i), and
- the written consent of the assignee to the correction in inventorship.

08/04/2003 AUSMAN1 00000037 10022845

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130.00 OP

**PLOVIN-5** 

Favorable action is earnestly solicited.

Respectfully submitted,

John A. Sopp, Reg. No. 33,103 Attorney for Applicants

MILLEN, WHITE, ZELANO & BRANIGAN, P.C.

Arlington Courthouse Plaza 1, Suite 1400

2200 Clarendon Boulevard

Arlington, Virginia 22201 Telephone: (703) 243-6333

Facsimile: (703) 243-6333

Attorney Docket No.: PLOVIN-5

Date: August 1, 2003

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CYCLODEXTRIN-DROSPIRENONE INCLUSION COMPLEXES

STATEMENT OF OMITTED INVENTOR UNDER 37 C.F.R. §1.48(a)(1)

Assistant Commissioner for Patents Washington, DC 20231

Sir:

I, Ralph Lipp, hereby state that the omission of my name from the original list of inventors for the above-titled application arose without any deceptive intention on my part. The correct inventors for this application are:

> Thomas BACKENSFELD Wolfgang HEIL Ralph LIPP

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

18.06.2003



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Patrick T. Lewis

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CYCLODEXTRIN-DROSPIRENONE INCLUSION COMPLEXES

## CONSENT OF ASSIGNEE UNDER 37 C.F.R. §1.48(a)(4)

Assistant Commissioner for Patents Washington, DC 20231

Sir:

As authorized officers of the assignee of the above-identified application, Schering Aktiengesellschaft , we hereby consent on behalf of the assignee to the correction of inventorship in the application by adding the inventor Ralph Lipp. Thus, the correct inventors for this application are:

Thomas BACKENSFELD

Wolfgang HEIL

Ralph LIPI

AKTIENGESELLSCHAFT ppa.

Name:

Name:

Confidential Clerk

Dr. K1

Confidential Clerk

24.06.2003

24.06.2003

627 # 11-00) -0032 ERCE

PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

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Deposit		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	<u> </u>
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Name  Charge Any Additional I	5 8	1812	2,520	1812	2,520	For filing a request for reexamination	
Under 37 CFR 1.16 and Applicant claims small	d 1.17	1804	920°	1804	920*	Requesting publication of SIR prior to Examiner action	ļ
See 37 CFR 1.27  2. Payment Enclosed:		1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
,	·	1251	110	2251	55	Extension for reply within first month	
☑ Check ☐ Credit o	card Money Other Order	1252	410	2252	205	Extension for reply within second month	
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BASIC FILING FEE Large Entity Small Enti	tv	1254	1,450	2254	725	Extension for reply within fourth month	
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001 750 2001 375	Utility filing fee	1402	320 280	2402	160	Filing a brief in support of an appeal	
002 330 2002 165	Design filing fee	1403	280	2403	140	Request for oral hearing	
003 520 2003 260 004 750 2004 375	Plant filing fee	1451	1,510	1451	1,510	Petition to institute a public use proceeding	
004 750 2004 375 005 160 2005 80	Reissue filing fee	1452	110	2452	55	Petition to revive – unavoidable	
100 2003 80	Provisional filling fee	1453	1,300	2453	650	Petition to revive – unintentional	
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53554		1502	470	2502	235	Design issue fee	
EXTRA CLAIM FEES		1503	630	2503	315	Plant issue fee	
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tiple vendent	X = 0	8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
	ntity ee ;} Fee Description	1809	750	2809	375	Filing a submission after final rejection (37 CFR § 1.129(a))	
102 18 2202 9 101 84 2201 42	Claims in excess of 20	1810	750	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))	
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05 18 2205 9	** Reissue claims in excess of 20 and over original patent			•		or a coorget application	,
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or number previously paid, if great	ter, For Reissues, see above	*Reduc	ed by Bas	ic Filing	Fee Pai	d SUBTOTAL (3) (\$) 130	

SUBMITTED BY		`		Co	mplete (if applicable)
Name (Print/Type)	John A. Sopp	Registration No. Attorney/Agent)	33,103	Telephone	(703) 243-6333
Signature		Golding		Date	August 1, 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Composition of which (check only one item below):    I satisfied as United States application   Serial No. 10/022.845	
the specification of which (check only one item below):    Is attached hereto.	٦,
the specification of which (check only one item below):    Is attached hereto.	6 0
the specification of which (check only one item below):    Is attached hereto.	
□ is attached hereto.  □ was filed as United States application  Serial No. 10/022.845  on December 20, 2001  and was amended  on □ (if applicable).  □ was filed as PCT international application  Number □ on □ ,  and was amended under PCT Arricle 19	L/RA
was filed as United States application  Serial No. 10/022.845  on December 20, 2001  and was amended  on (if applicable).  Was filed as PCT international application  Number  on,  and was amended under PCT Article 19	
Senal No. 10/022.845  on December 20, 2001  and was amended  on (if applicable).  was filed as PCT international application  Number  on,  and was amended under PCT Article 19	
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and was amended under PCT Arnele 19	
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on (if applicable).	
I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.  I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56, including for	
continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.  I hereby claim priority benefits under Title 35, United States Code, § 119 or 365 (b) of the following United States provisional application(s) and of any foreign application(s) for patent or inventor's certificate or 365(a) of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:	
PRIOR U.S. PROVISIONAL AND FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:	
COUNTRY (d'PCT, undicate -PCT-)  APPLICATION NUMBER DATE OF FILING (day, underly, year)  PRIORITY CLAIMED UNDER 35 USC 119	_
United States 60/256,484 20 December 2000 ⊠ YES □ NO  EPO 00610135.6 20 December 2000 ⊠ YES □ NO	4
EPO 00610135.6 20 December 2000 ⊠ YES ☐ NO ☐ YES ☐ NO	-
☐ YES ☐ NO	1
☐ YES ☐ NO	1
POWER OF ATTORNEY: As a named inventor, I hereby appoint I. William Millen (19,544), John L. White (17,746); Anthony ). Zelano (27,969); Alan E J. Branigan (20,565); John R. Moses (24,983), Harry B. Shubin (32,004); Brion P. Heaney (32,542), Richard J. Traverso (30,595); John A. Sopp (33,103); Richard M. Lebovitz (37,067), James E. Ruland (37,432); leninfer J. Branigan (40,921); Robert E. McCarthy, (46,044), Csaba Henter (50,908) and Nicole E. Kinsey (50,723) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.	
Send Correspondence to Customer No. 23599  Telephone No. Durect Telephone Calls to: 703/243-6333	
23599 PATENT TRADE MARKE OFFICE	

Combined Declaration for Patent Application and Power of Attorney (Continued) (Includes Reference to PCT international Applications)

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PLOVIN-5

	FULL NAME OF INVENTOR	FAMILY NAME BACKENSFELD	PIRST GIVEN NAME Thomas	SECOND GIVEN NAME
RESIDENCE & CITIZENSHIP		City Berlin	STATE OR FOREIGN COUNTRY GETTINANY	COUNTRY OF CITIZENSHIP Germany
	POST OFFICE ADDRESS	STREET Eddastrasse 39A	13127 Berlin	STATE & 20 CODE COUNTRY Germany
OF INVE	FULL NAME OF INVENTOR	FAMILY NAME HEIL	FIRST GIVEN NAME Wolfgang	SECOND GIVEN NAME
2 RESIDENCE & CITIZENSHIP 2 POST OFFICE ADDRESS		criv Berlin	STATE OR FOREIGN COUNTRY GETTIANY	COUNTRY OF CITIZENSHIP Germany
		Am Wasserturm 24	cmy 21435 Stelle	STATE & ZIP CODE COUNTRY  GETTIANY
OF INVEN  RESIDENC CITIZENS  POST OFF	FULL NAME OF INVENTOR	FAMILY NAME LIPP	FIRST GIVEN NAME  Ralph	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	Berlin	STATE OR FOREIGN COUNTRY Germany	COUNTRY OF CITIZENSHIP Germany
	POST OFFICE ADDRESS	Holzungsweg 63D	Cuy D-14169 Berlin	STATE & 21P CODE/COUNTRY  Germany

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and behef are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1691 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201

DATE

Wolfg a least 18.05.03

SIGNATURE OF INVENTOR 203

DATE

A 8.06.03